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8 IN THE UNITED STATES DISTRICT COURT  
9 FOR THE EASTERN DISTRICT OF CALIFORNIA

10 JAMES ROBERT HRUBY,

11 Petitioner,

No. CIV S 04-2254 DFL PAN P

12 vs.

13 CALIFORNIA DEPARTMENT OF  
14 CORRECTIONS,

15 Respondent.

ORDER

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17 Petitioner, a state prisoner proceeding pro se, has filed an application for a writ of  
18 habeas corpus pursuant to 28 U.S.C. § 2254. The matter was referred to a United States  
19 Magistrate Judge pursuant to 28 U.S.C. § 636(b)(1)(B) and Local General Order No. 262.

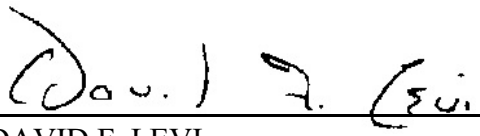
20 On June 3, 2005, the magistrate judge filed findings and recommendations herein  
21 which were served on all parties and which contained notice to all parties that any objections to  
22 the findings and recommendations were to be filed within twenty days. Neither party has filed  
23 objections to the findings and recommendations.

24 Although it appears from the file that petitioner's copy of the findings and  
25 recommendations were returned, petitioner was properly served. It is the petitioner's  
26 responsibility to keep the court apprised of his current address at all times. Pursuant to Local  
Rule 83-182(f), service of documents at the record address of the party is fully effective.

1 The court has reviewed the file and finds the findings and recommendations to be  
2 supported by the record and by the magistrate judge's analysis. Accordingly, IT IS HEREBY  
3 ORDERED that:

- 4 1. The findings and recommendations filed June 3, 2005, are adopted in full; and
- 5 2. This action is dismissed without prejudice.

6 DATED: 9/14/2005

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10 DAVID F. LEVI  
11 United States District Judge  
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